

MESSAGE NO: 8338113 MESSAGE DATE: 12/04/1997

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: SCO-Scope PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-504

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 09/30/1997 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: ANTIDUMPING SCOPE RULING ON PETROLEUM WAX CANDLES FROM THE
PEOPLES REPUBLIC OF CHINA (A-570-504)

MESSAGE NO: 8338113

DATE: 12 04 1997

CATEGORY: ADA

TYPE: SCO

REFERENCE:

REFERENCE DATE:

CASES: A - 570 - 504

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PERIOD COVERED: 09 30 1997 TO

LIQ SUSPENSION DATE:

TO: CMC DIRECTORS,
PORT DIRECTORS

FROM: DIRECTOR, IMPORT OPERATIONS

RE: ANTIDUMPING SCOPE RULING ON PETROLEUM WAX CANDLES FROM
THE PEOPLES REPUBLIC OF CHINA (A-570-504)

1. ON SEPTEMBER 30, 1997, IN RESPONSE TO A REQUEST BY ENESCO CORPORATION, ("ENESCO"), THE DEPARTMENT OF COMMERCE ISSUED A FINAL SCOPE RULING FINDING THAT ITS PETROLEUM WAX CANDLE, STYLE NUMBER 9500340, IS NOT WITHIN THE SCOPE OF THE ANTIDUMPING DUTY ORDER ON PETROLEUM WAX CANDLES FROM THE PEOPLES REPUBLIC OF CHINA (PRC), A-570-504, 51 FR 30,686 (AUGUST 28, 1986).

2. THE COMMERCE DEPARTMENT DETERMINED ON SEPTEMBER 30, 1997,
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THAT ENESCO'S CANDLE, STYLE NUMBER 9500340, IS LIKE A BIRTHDAY CANDLE AND THEREFORE NOT WITHIN THE SCOPE OF THE ANTIDUMPING DUTY ORDER ON PETROLEUM WAX CANDLES FROM THE PRC.

3. EFFECTIVE IMMEDIATELY, TERMINATE SUSPENSION AND LIQUIDATE ALL UNLIQUIDATED ENTRIES, REGARDLESS OF ENTRY DATE, OF ENESCO'S CANDLE, STYLE NUMBER 9500340.
4. THE REFUND OF CASH DEPOSITS BY THE CUSTOMS SERVICE ON ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 737 OF THE TARIFF ACT OF 1930. SECTION 737 REQUIRES THAT CUSTOMS PAY INTEREST ON OVERPAYMENTS, OR ASSESS INTEREST ON UNDERPAYMENTS, OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED ANTIDUMPING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO BONDS POSTED AS ESTIMATED ANTIDUMPING DUTIES. INTEREST SHALL BE CALCULATED FROM THE DATE OF PAYMENT OF ESTIMATED ANTIDUMPING DUTIES THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.
5. CONTINUE TO SUSPEND LIQUIDATION OF ENTRIES OF PETROLEUM WAX CANDLES FROM THE PRC SUBJECT TO THE ORDER ON PETROLEUM WAX CANDLES FROM THE PRC, A-570-504
6. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT VIA E-MAIL, THROUGH THE APPROPRIATE SUPERVISORY CHANNELS, IMPORT OPERATIONS, ANTIDUMPING/COUNTERVAILING DUTY, USING THE ATTRIBUTE " HQ OAB." IMPORTING PUBLIC AND INTERESTED PARTIES SHOULD CONTACT JACK DULBERGER AT TEL. 202-482-5505 OR FAX 202-482-5105, OF THE OFFICE OF ANTIDUMPING/COUNTERVAILING DUTY ENFORCEMENT, GROUP II, OFFICE 4, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, DEPARTMENT OF COMMERCE.
7. THERE ARE NO RESTRICTIONS ON RELEASE OF THIS INFORMATION.

PAUL SCHWARTZ

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party